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05/03/2005

GENERAL ELECTRIC COMPANY
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 CINCINNATI, OH 452156301



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Kimberly A. Newell

(Depositor's name)

(Signature)

June 20, 2005

(Date)

| APPLICATION NO. | FILING DATE | FIRST NAMED INVENTOR | ATTORNEY DOCKET NO. | CONFIRMATION NO. |
|-----------------|-------------|-------------------------|---------------------|------------------|
| 10/022,296 | 12/18/2001 | Leslie McLean Hellemann | 13DV14148 | 1774 |

TITLE OF INVENTION: WEB BASED PROCESS CAPABILITY DATA COLLECTION AND REPORTING SYSTEM

| APPLN. TYPE | SMALL ENTITY | ISSUE FEE | PUBLICATION FEE | TOTAL FEE(S) DUE | DATE DUE |
|----------------|--------------|-----------|-----------------|------------------|------------|
| nonprovisional | NO | \$1400 | \$300 | \$1700 | 08/03/2005 |

| EXAMINER | ART UNIT | CLASS-SUBCLASS |
|-----------------|----------|----------------|
| RAYYAN, SUSAN F | 2167 | 707-010000 |

1. Change of correspondence address or indication of "Fee Address" (37 CFR 1.363).

- ☐ Change of correspondence address (or Change of Correspondence Address form PTO/SB/122) attached.
- ☐ "Fee Address" indication (or "Fee Address" Indication form PTO/SB/47; Rev 03-02 or more recent) attached. Use of a Customer Number is required.

2. For printing on the patent front page, list

- (1) the names of up to 3 registered patent attorneys or agents OR, alternatively,
- (2) the name of a single firm (having as a member a registered attorney or agent) and the names of up to 2 registered patent attorneys or agents. If no name is listed, no name will be printed.

1. **McNees Wallace & Nurick**
 LLC

3. ASSIGNEE NAME AND RESIDENCE DATA TO BE PRINTED ON THE PATENT (print or type)

PLEASE NOTE: Unless an assignee is identified below, no assignee data will appear on the patent. If an assignee is identified below, the document has been filed for recordation as set forth in 37 CFR 3.11. Completion of this form is NOT a substitute for filing an assignment.

(A) NAME OF ASSIGNEE

GENERAL ELECTRIC COMPANY

(B) RESIDENCE: (CITY and STATE OR COUNTRY)

SCHENECTADY, NY

06/23/2005 MBERHE1 00000052 501059 10022296

01 FC:1501 1400.00 DA
 02 FC:1504 300.00 DA
 03 FC:8001 15.00 DA

Please check the appropriate assignee category or categories (will not be printed on the patent): ☐ Individual ☒ Corporation or other private group entity ☐ Government

4a. The following fee(s) are enclosed:

- ☒ Issue Fee
- ☒ Publication Fee (No small entity discount permitted)
- ☒ Advance Order - # of Copies 5

4b. Payment of Fee(s):

- ☐ A check in the amount of the fee(s) is enclosed.
- ☐ Payment by credit card. Form PTO-2038 is attached.
- ☒ The Director is hereby authorized by charge the required fee(s), or credit any overpayment, to Deposit Account Number 50-1059 (enclose an extra copy of this form).

5. Change in Entity Status (from status indicated above)

- ☐ a. Applicant claims SMALL ENTITY status. See 37 CFR 1.27. ☐ b. Applicant is no longer claiming SMALL ENTITY status. See 37 CFR 1.27(g)(2).

The Director of the USPTO is requested to apply the Issue Fee and Publication Fee (if any) or to re-apply any previously paid issue fee to the application identified above. NOTE: The Issue Fee and Publication Fee (if required) will not be accepted from anyone other than the applicant; a registered attorney or agent; or the assignee or other party in interest as shown by the records of the United States Patent and Trademark Office.

Authorized Signature

Andrew L. Oltmans


Typed or printed name

Date June 20, 2005

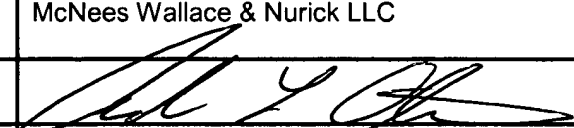
Registration No. 56,074

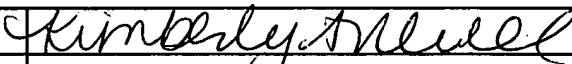
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| | | | | |
|---|----------------------|---|------------------------|----------------------------|
|  | Application Number | | 10/022,296 | |
| | Filing Date | | December 18, 2001 | |
| | First Named Inventor | | HELLEMANN et al. | |
| | Art Unit | | 2167 | |
| | Examiner Name | | RAYYAN, SUSAN F. | |
| Total Number of Pages in This Submission | | 6 | Attorney Docket Number | 13DV-14148 (07783-0131-01) |

| ENCLOSURES (check all that apply) | | |
|---|---|---|
| <input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment / Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/ Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR1.52 or 1.53 | <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) ____ <input type="checkbox"/> Landscape Table on CD | <input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Issue Fee Transmittal (in duplicate); Comments on Statement of Reasons for Allowance (2 pgs); Certificate of Mailing; and Return Receipt Postcard |
| Remarks | | |

| SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT | | | |
|--|--|----------|--------|
| Firm | McNees Wallace & Nurick LLC | | |
| Signature |  | | |
| Printed Name | Andrew L. Oltmans | | |
| Date | June 20, 2005 | Reg. No. | 56,074 |

| CERTIFICATE OF TRANSMISSION/MAILING | | | |
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| Signature |  | | |
| Typed or printed name | Kimberly A. Newell | Date | June 20, 2005 |

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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on June 20, 2005

Date

Signature

Kimberly A. Newell

Typed or printed name of person signing Certificate

Note: Each paper must have its own certificate of mailing, or this certificate must identify each submitted paper.

Transmittal Form

PART B - FEE(S) TRANSMITTAL (in duplicate)

Comments on Statement of Reasons for Allowance (2 pages)

Return Receipt Postcard

Attorney Docket No.: 13DV-14148 (07783-0131-01)

Application No.: 10/022,296

Filed: HELLEMANN et al.

This collection of information is required by 37 CFR 1.8. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 1.8 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



Attorney Docket No. 13DV-14148 (07783-0131-01)

Application No.: 10/022,296

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

| | | |
|--------------------------------|---|----------------------------|
| In re Application of HELLEMANN |) | |
| |) | Group Art Unit: 2167 |
| Application No.: 10/022,296 |) | |
| |) | Examiner: Rayyan, Susan F. |
| Filed: December 18, 2001 |) | |
| |) | |

For: WEB BASED PROCESS CAPABILITY DATA COLLECTION AND
REPORTING SYSTEM

COMMENTS ON STATEMENT OF REASONS FOR ALLOWANCE

Mail Stop ISSUE FEE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Please consider the following Comments on statement of reasons for
allowance for the above-referenced Application.

A) INTRODUCTORY COMMENTS

These remarks are being submitted after the receipt of a Notice of
Allowance dated May 3, 2005.

The **Remarks/Arguments** section begins on page 2 of this Response.

Attorney Docket No. 13DV-14148 (07783-0131-01)
Application No.: 10/022,296

REMARKS/ARGUMENTS

The Examiner presented reasons for allowance of claims 4-7 and 12-15, renumbered as claims 1-8, in the Allowable Subject Matter section of an Office Action dated May 3, 2005.

Reasons for allowance are only warranted in instances in which "the record of the prosecution as a whole does not make clear his or her reasons for allowing a claim or claims." 37 CFR 1.104(e). In the present case, applicant believes the record as a whole does make the reasons for allowance clear and therefore no statement by the examiner is necessary or warranted. Furthermore, the applicant does not necessarily agree with each statement in the reasons for allowance. The examiner has indicated that claims are allowable by importing interpretations into the claims that are imprecise and place unwarranted interpretations on the claims.

Such characterizations of the claim in view of the prior art do not properly take into account applicant's claimed invention as reflected in the specification. While applicant believes that the claims are allowable, applicant does not acquiesce that patentability resides in each feature, exactly as expressed in the claims, nor that each feature is required for patentability.

Respectfully submitted,
MCNEES WALLACE & NURICK LLC



Dated: June 20, 2005

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